



# PUBLIC NOTICE

Federal Communications Commission  
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Washington, D.C. 20554

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**DA 02-1151**

**WIRELINE COMPETITION BUREAU SEEKS COMMENT  
ON CORR WIRELESS COMMUNICATIONS, LLC PETITION FOR  
DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER IN  
CERTAIN NON-RURAL SERVICE AREAS IN THE STATE OF ALABAMA**

**PLEADING CYCLE ESTABLISHED**

**CC Docket No. 96-45**

**Release Date: May 15, 2002**

**Comments Due: May 24, 2002**

**Reply Comments Due: May 31, 2002**

On April 29, 2002, Corr Wireless Communications, LLC (Corr Wireless) filed with the Commission a petition under section 214(e)(6) seeking designation as an eligible telecommunications carrier (ETC) to receive federal universal service support for service offered in certain non-rural service areas in Alabama currently served by BellSouth.<sup>1</sup> Corr Wireless contends that the Alabama Public Service Commission (Alabama Commission) lacks jurisdiction to consider Corr Wireless's petition because wireless carriers are not subject to state jurisdiction in Alabama.<sup>2</sup> Hence, according to Corr Wireless, the Commission has jurisdiction under section 214(e)(6) to consider and grant its petition.<sup>3</sup> Corr Wireless also maintains that it satisfies all the statutory and regulatory prerequisites for ETC designation,<sup>4</sup> and that designating Corr Wireless

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<sup>1</sup> See *Corr Wireless Communications, LLC Petition for Designation as an Eligible Telecommunications Carrier in the State of Alabama*, filed April 29, 2002 (Corr Wireless Petition). Corr Wireless requests ETC authority for its service territories located within the following BellSouth service territories in Alabama: Blount County, Cullman County, Etowah County, Limestone County, Madison County, Marshall County, and Morgan County. See Corr Wireless Petition at 1 and Exhibit 3.

<sup>2</sup> Corr Wireless Petition at 3 and Exhibit 2.

<sup>3</sup> *Id.* at 3.

<sup>4</sup> *Id.* at 3-7.

as an ETC will serve the public interest.<sup>5</sup> The Wireline Competition Bureau seeks comment on the Corr Wireless Petition.

The petitioner must provide copies of its petition to the Alabama Commission at the time of filing with the Commission. The Commission will also send a copy of this Public Notice to the Alabama Commission by overnight express mail to ensure that the Alabama Commission is notified of the notice and comment period.

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **May 24, 2002**, and reply comments on or before **May 31, 2002**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 Fed. Reg. 24121 (1998).

Comments filed through the ECFS can be sent as an electronic file via the Internet to <<http://www.fcc.gov/e-file/ecfs.html>>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appear in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be sent to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554.

Parties also must send three paper copies of their filing to Sheryl Todd,

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<sup>5</sup> *Id.* at 7.

Telecommunications Access Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street S.W., Room 5-B540, Washington, D.C. 20554. In addition, commenters must send diskette copies to the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20054.

Pursuant to section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are permitted subject to disclosure.

For further information, contact Anita Cheng, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400, TTY (202) 418-0484.